IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO.113 OF 2005
IN
WRIT PETITION NO.2903 OF 1988

Digambar Sadashiv Chavan ... Petitioner

V/s.

The Chairman
Vidya Vikas Mandal, Vasind
Tal.:Shahapur, Dist.:Thane & Ors. ... Respondents

Mr.R.L. Majgaonkar for Petitioner

CORAM: **SMT.NISHITA MHATRE, J.**

DATED: **AUGUST 5, 2005**

P.C.:

. The Contempt Petition is directed against the Respondents claiming that the respondent Nos.1 and 2 have committed contempt of the order dated 5.9.1997. This order directs the management i.e, Respondent Nos.1 and 2 to reinstate the Petitioner with continuity of service, however, without any liability of backwages for the period he remained out of employment. A letter annexed to the contempt Petition addressed to the Executive Officer, Zilla Parishad by the Petitioner indicates that the Petitioner was reinstated in service on 19.12.1997 and has been paid salary after his reinstatement. In fact he continued to remain absent

from 6.8.2002 when he stopped attending the school. The claim for backwages made in the Contempt Petition is for the period when he was out of employment and till he was reinstated in service pursuant to the order of this Court. This claim is without any merit and, therefore, the Contempt petition is rejected.